

# HOUSE . . . . . No. 2423

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## The Commonwealth of Massachusetts

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PRESENTED BY:

**John P. Fresolo**  
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*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:*

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An Act relative to noncontributory retirement benefits.

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PETITION OF:

NAME:

John P. Fresolo

DISTRICT/ADDRESS:

16th Worcester

[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE HOUSE, NO. 4221 OF 2007-2008.]

## The Commonwealth of Massachusetts

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In the Year Two Thousand and Nine

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### AN ACT RELATIVE TO NONCONTRIBUTORY RETIREMENT BENEFITS.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1     SECTION 1. Section 7 of chapter 32 of the General appearing in the 2006 Official Edition, is hereby  
2     amended inserting after the words “Group 4”, in line 142, the words:— or any person retired on an  
3     accidental disability receiving a noncontributory retirement allowance.

4     **SECTION 2.** An additional yearly retirement allowance which would have been payable under section 1 of this act,  
5     if that provision had been in effect and for which a member in service would have been eligible at the time of the  
6     member's retirement, shall be paid retroactively to the date of each such veteran's retirement. A veteran shall be  
7     eligible for payment of a retroactive additional yearly retirement allowance under this section only upon filing an  
8     application no later than 120 days after the effective date of this act, in a form that the appropriate retirement board,  
9     as defined in chapter 32 of the General Laws, shall prescribe. Payment under this section shall be made in a lump  
10    sum or in installments and shall be made in full within 1 year of the receipt of a completed and satisfactory  
11    application by the board. No payment shall be made under this act with respect to a person who is deceased. The  
12    appropriate retirement board shall provide reasonable notice to eligible retirees about the application process  
13    prescribed by this section. This section shall only take effect upon its acceptance by the majority vote of the board of  
14    a system, subject to the approval of the legislative body. For purposes of this paragraph, legislative body shall mean,  
15    in the case of a city, the city council in accordance with its charter, in the case of a town, the town meeting, in the  
16    case of a county, the county retirement board advisory council, in the case of a district, the district members, in the  
17    case of an authority, the governing body and in the case of a regional retirement system, the regional retirement  
18    board advisory council.